

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SECURIMETRICS, INC.,

No. C-05-0917 CW (JCS)

Plaintiff(s),

**NOTICE OF REFERENCE;
ORDER THEREON**

v.

HARTFORD CASUALTY INSURANCE
COMPANY,

(E-FILING CASES)

Defendant(s).

TO ALL PARTIES AND COUNSEL OF RECORD:

The above matter has been referred to Magistrate Judge Joseph C. Spero for all discovery matters.

The Court is in receipt of Plaintiff's Motion for Entry of a Protective Order Governing Treatment of Materials Produced in Discovery (the "Motion"), electronically filed on August 26, 2005. IT IS HEREBY ORDERED that Defendant shall electronically file and serve a LETTER BRIEF in response to the Motion **no later than noon on September 9, 2005**. The Letter Brief shall not be more than three pages in length, but may contain exhibits. No reply to the opposition shall be filed, unless specifically requested by the Court.

The Court, after reviewing the papers in this matter, will decide what additional proceedings, if any, shall be scheduled.

LAW AND MOTION HEARING PROCEDURES

Civil law and motion is heard on Friday mornings, at 9:30 a.m., in Courtroom A, 15th Floor, United States District Court, 450 Golden Gate Avenue, San Francisco, California 94102.

All documents shall be filed with the Clerk's Office in compliance with Civil Local Rules 7-2 through 7-5. Documents not filed in compliance with those rules will not be considered by the Court. Any

1 party seeking an award of attorney's fees or other expenses in connection with this motion shall file a
2 motion in accordance with Civil Local Rule 37-1(e).

3 Motions to compel may be noticed without reserving a hearing date, subject to the Court's
4 availability.

5 Discovery motions may be addressed to the Court in three ways.

6 1. A motion may be noticed on not less than 35 days' notice pursuant to Civil L. R. 7-2.

7 2. Alternatively, any party may seek an order shortening time under Civil L. R. 6-3 if the
8 circumstances justify that relief.

9 3. In emergencies during discovery events, the Court is available pursuant to Civil L. R. 37-
10 1(b).

11 In the event a discovery dispute arises, counsel for the party seeking discovery shall in good faith
12 confer **in person** with counsel for the party failing to make the discovery in an effort to resolve the dispute
13 without court action, as required by Fed. R. Civ. P. 37 and Civil L. R. 37-1(a). The meeting must be **in**
14 **person**, except where good cause is shown why a telephone meeting is adequate. A declaration setting
15 forth these meet and confer efforts, and the final positions of each party, shall be included in the moving
16 papers.

17 The Court will not consider discovery motions unless the moving party has complied with Fed. R.
18 Civ. P. 37 and Civil L. R. 37-1(a).

19 **A party or counsel has a continuing duty to supplement the initial disclosure when required**
20 **under Federal Rule of Civil Procedure 26(e)(1).**

21 Law and motion matters may be submitted without argument upon stipulation of the parties and
22 notification of the Court no later than 4:30 p.m. the day before the hearing. Pursuant to Civil L. R. 7-7(e),
23 filed motions may be withdrawn without leave of the Court, within seven (7) days of the date for service of
24 the opposition. Thereafter, leave of the Court must be sought.

25 **ELECTRONIC FILING AND COURTESY COPIES**

26 Please refer to Civil L. R. 5-4 and General Order No. 45 for the Northern District of California for
27 information relating to electronic filing procedures and requirements. All documents shall be filed in
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1 compliance with the Civil Local Rules. Documents not filed in compliance with those rules will not be
2 considered by the Court.

3 BEFORE 5:00 P.M. ON THE NEXT BUSINESS DAY FOLLOWING THE ELECTRONIC
4 FILING, THE PARTIES ARE REQUIRED TO LODGE DIRECTLY WITH CHAMBERS ONE
5 **PAPER** COPY OF EACH DOCUMENT, WHICH IS TO BE DESIGNATED "JCS'S CHAMBERS'
6 COPY." All filings of documents relating to motions referred to Magistrate Judge Spero shall list the civil
7 case number and the district court judge's initials followed by the designation "(JCS)".

8 **The failure of counsel or a party to abide by this Order may result in sanctions pursuant to**
9 **Federal Rule of Civil Procedure 16(f).**

10 IT IS SO ORDERED.

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12 Dated: September 7, 2005


13 JOSEPH C. SPERO
14 United States Magistrate Judge
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